UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS VICTORIA DIVISION

GATE GUARD SERVICES, L.P. and

BERT STEINDORF

Plaintiffs/Counter-Defendants

v. : Civil Action No. 6:10-cv-00091

HILDA L. SOLIS, SECRETARY OF LABOR, : UNITED STATES DEPARTMENT OF : LABOR :

:

Defendant/Counter-Plaintiff

NOTICE OF AGREED EXTENSION OF TIME TO RESPOND TO THE SECRETARY'S MOTION FOR PARTIAL SUMMARY JUDGMENT

COME NOW Plaintiffs/Counter-Defendants Gate Guard Services, L.P. ("GGS") and Bert Steindorf (collectively, "Plaintiffs") and, pursuant to this Court's procedures, respectfully notify the Court that the Parties have agreed to extend the time for Plaintiffs to respond to the Secretary's Motion for Partial Summary Judgment.

Pursuant to the Parties agreement, Plaintiffs' response to the Secretary's Motion for Partial Summary Judgment shall not be due until after this Court issues an Order on GGS's Motion to Compel (Dkt. # 58.) Specifically, if the Court grants GGS's Motion to Compel, Plaintiffs' response to the Secretary's Motion for Summary Judgment shall be due sixty (60) days after the date GGS's Motion to Compel is granted by the Court. If GGS's Motion to Compel is denied, Plaintiffs' response to the Secretary's Motion for Partial Summary Judgment shall be due thirty (30) days after the date GGS's Motion to Compel is denied by the Court.

Respectfully submitted this 18th day of May, 2012.

CHAMBERLAIN, HRDLICKA, WHITE, WILLIAMS & AUGHTRY

By: :__/s/ Annette A. Idalski_

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Counsel for Plaintiffs/Counter-Defendants Gate Guard Services, L.P. and Bert Steindorf

CERTIFICATE OF SERVICE

This is to certify that on this date I have electronically filed the foregoing NOTICE OF AGREED EXTENSION OF TIME TO RESPOND TO THE SECRETARY'S MOTION FOR PARTIAL SUMMARY JUDGMENT with the Clerk of Court via the CM/ECF system and have served a copy of the same via the CM/ECF system on:

UNITED STATES DEPARTMENT OF LABOR
Colleen B. Nabhan
525 Griffin Street, Suite 501
Dallas, Texas 75202
nabhan.colleen@dol.gov

OFFICE OF UNITED STATES ATTORNEY
John A. Smith, III
800 N Shoreline Blvd, Suite 500
Corpus Christi, Texas 78401
john.smith@usdoj.gov

This 18th day of May, 2012.

CHAMBERLAIN HRDLICKA WHITE WILLIAMS & AUGHTRY

By: <u>/s/ Annette A. Idalski</u>
Annette A. Idalski
Texas Bar No. 00793235